

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ALASKA

THE UNITED STATES for the use of )  
 GMW Fire Protection, Inc., an Alaska )  
 Corporation, )

Plaintiff, )

vs. )

KANAG'IQ CONSTRUCTION CO., )  
 INC., an Alaska Corporation, and )  
 WESTERN SURETY COMPANY, a )  
 South Dakota Corporation, )

Defendants. )

Case No. A05-170 CI (TMB)

**PARTIES' JOINT SUBMISSION RE VOIR DIRE**

The parties, through their respective counsel, hereby submit their respective voir dire questions/issues for voir dire. Copies of the submissions from both parties are attached for the Court's ease of reference. Plaintiff does not object to Defendants' areas of voir dire questioning. Defendants do not object to Plaintiff's voir dire questions.

Defense counsel anticipates that the Court will formulate its questions on the issues suggested by the defense and defense counsel will use his fifteen (15) minutes to follow up on those questions.

DATED at Anchorage, Alaska this 16<sup>th</sup> day of January 2008.

EIDE & GINGRAS, P.C.  
 Attorneys for Defendants  
 Kanag'iq Construction Co., Inc. and  
 Western Surety Company

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DATED at Anchorage, Alaska this 16<sup>th</sup> day of January 2008.

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## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF ALASKA

THE UNITED STATES for the use of  
 GMW Fire Protection, Inc., an Alaska  
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Plaintiff,

vs.

KANAG'IQ CONSTRUCTION CO.,  
 INC., an Alaska Corporation, and  
 WESTERN SURETY COMPANY, a  
 South Dakota Corporation,

Defendants.

Case No. A05-170 CI (TMB)

**DEFENDANTS' PROPOSED VOIR DIRE QUESTIONS**

Defendants, KANAG'IQ CONSTRUCTION CO., INC. and WESTERN SURETY COMPANY ("Kanag'iq"), through their counsel, Eide & Gingras, P.C., propose the following areas of questions for voir dire, based on the assumption that the Court has its own standard questions with respect to citizenship, ability to speak the English language, knowledge of witnesses, lawyers, membership in organizations, and the like. Assuming that the Court has such standard questions, Kanag'iq intends to inquire on the following subjects:

1. Military service, past or present.
2. The jurors' views on tort reform.
3. Hobbies, movies, bumper stickers, books read recently, special interests, and the like.

Defendants' Proposed Voir Dire Questions

*The United States for the use of GMW Fire Protection v. Kanag'iq Construction Co., Inc., et al.*  
 Case No. A05-170 Civil (TMB)

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1           4.     Experience with contracts in any form, including, but not limited to,  
2 construction contracts, remodeling contracts, contracts for the sale or purchase of  
3 automobiles, and the like.

4           5.     Experience with any claim or dispute involving contracts.

5           6.     Experience with bonding companies versus insurance companies and an  
6 appreciation of the difference.

7           7.     If justified by the evidence, the prospective jurors' feelings about awarding  
8 significant damages.

9           8.     Employment experience in either the insurance or bonding industry.

10          9.     Experience in bookkeeping/accounting.

11          10.    Experience in business management.

12          11.    Experience in the construction industry.

13          DATED at Anchorage, Alaska this 2<sup>nd</sup> day of January 2008.

14                               EIDE & GINGRAS, P.C.  
15                               Attorneys for Defendants  
16                               Kanag'iq Construction Co., Inc.  
17                               And Western Surety Company  
18

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**CERTIFICATE OF SERVICE**

I am a legal secretary employed by the law  
firm of Eide & Gingras, P.C. That on this  
2<sup>nd</sup> day of January 2008, I served

☒ Electronically

a true and accurate copy of the foregoing  
document upon the following counsel of record:

Sarah J. Tugman, Esq.  
2509 Eide Street, Suite 4  
Anchorage, AK 99503

EIDE & GINGRAS, P.C.

By /s/Donna Charter

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

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Case No. A-05-0170 CV (TMB)

Have you ever had a disgruntled employee try to get back at  
for something?

Did you ever have to fire an employee?

Are you married? Do you have children?

Have you or any members of your family ever filed a lawsuit?

Who filed it?

What was is about?

How was it resolved?

What were your feelings about the process and the resolution?

Have you or any members of your family or close friends ever been  
sued?

Who filed the lawsuit?

What was it about?

What were your feelings about the process and the resolution?

How was it resolved?

Have you ever testified in a trial or given a deposition?

Have you ever retained an attorney?

Were you satisfied with the services you received?

Do you know any of the lawyers in this case?

What magazines do you enjoy reading?

Before you came today did you know anyone on this jury panel?

Are you familiar with anyone who works for GMW Fire Protection,  
Inc.?

Or the following employees of GMW?

Glenn Johnson  
Gretchen Grau  
Clayton Johnson  
Jim Luke  
Ward Thomas  
Marvin Berg

Are you familiar with any of these witnesses?

Thomas Johnson  
Dwayne Bertholl  
Barry Steinkrueger  
Jamie Thurman  
Dave Beck

Are you familiar with any of the employees of the government?

Steve Frere  
Becky Rhodes  
Lucy Teitzel  
Michelle Jones

Are you familiar with anyone who works for Kanag'Iq Construction, Inc.?

Or the following employees of Kanag'Iq?

Bill Jury  
Phil Young  
Judy Foland (formerly Julie Jury)  
Ray Hamilton  
Chieko Jury

This is a dispute between a contractor and a subcontractor on a construction project at Elmendorf Air Force Base. Have you heard of similar cases? Have you formed any opinions about such cases? Is so, what is your opinion?

Have you had any experience with contractors or subcontractors?

What?

Have you ever been a party to a construction contract?

How was the experience?

Another type of contract?

What was that experience like?  
were there any problems?  
How were they resolved?

Have you ever had someone fail to pay you for work you had done?

Did you do anything about it?  
What was the result?



Respectfully submitted this 2nd day of January, 2008.

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CERTIFICATE OF SERVICE

I hereby certify that on the 2<sup>nd</sup> of January, 2008, a copy of the foregoing document was served electronically on Tom Gingras, attorney for Kanag'Iq Construction, Inc.

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